



AHENSAN PRUTEKSION LINA'LA GUÅHAN

LOURDES A. LEON GUERRERO, GOVERNOR OF GUAM • JOSHUA F. TENORIO, LIEUTENANT GOVERNOR OF GUAM
WALTER S. LEON GUERRERO, ADMINISTRATOR

Guam Environmental Protection Agency
Board of Directors Meeting
Thursday, July 18, 2019 @ 4:00 pm
Main Office Conference Room

AGENDA

- I. Call to Order
- II. Approval of Agenda
- III. Approval of June 20, 2019 Minutes
- IV. Administrator's Report
- V. Old Business
 - Air Force Re Stipulated Request for Continuance – NOV #2019-001 (*A copy of Continuance request attached for review*)
 - Active NOV's
 - Tsubaki Hotel/Nippo USA Inc. - Water Pollution Control Program
 - Lin's Hardware - Safe Drinking Water Program
 - Su & Zheng Corporation - Safe Drinking Water Program
 - Feiyang Construction & Engineering - Safe Drinking Water Program
 - RRF approval process status
 - PIEC Wrap Up
 - Administrator's Performance Evaluation
- VI. New Business
 - None at this time
- VII. Miscellaneous
- VIII. Next Meeting Date/Adjournment



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**Guam Environmental Protection Agency
Board of Director's Meeting
Thursday, July 18, 2019
Main Office Conference Room**

MINUTES

- I. **Call to Order:** Chairman Robert Perron called the Board of Director's meeting to order at 4:05 p.m. The following individuals were present at the board meeting: **Board Members:** Robert Perron-*Chairman*, Florida Sanchez, Ann Roth, Steven Hollister, Moneka De Oro, Nicholas Pape, and Steven Carbullido **Guam EPA Staff:** Walter S. Leon Guerrero, *Administrator*; Arlene S Acfalle, Julie Mendoza, Kristan Finney, Brian Bearden, Michael O'Mallan, Mevany Hecita, Nic Rupley, Glenn San Nicolas, Conchita Taitano and Jesse Cruz. **USEPA/Region 9:** Everett Pringle, Enforcement and Compliance Assurance Division and Jennifer MacArthur, Enforcement and Compliance Assurance Division/ Hazardous Waste & Chemical Section and Cyrus from Senator Sabina Perez Office.
- II. **Approval of Agenda:** *Director Roth* made a motion to approve the agenda, seconded by *Director Hollister*. All voted in favor and motion passed to include changes and approve. **Director Roth* asked to include some prior NOV's to old business for an update -Coco Palm and Smithbridge.
- III. **Approval of Minutes:** *Director Sanchez* made a motion to approve the minutes, seconded by *Director Hollister*. All voted in favor and motion passed.
- IV. **Administrator's Report:** Introduction of two (2) Inspectors from our USEPA Team and allowed them some time to share what they are working on with our Guam EPA Team. *Jennifer:* Has been doing Hazardous Waste Inspections with HazWaste Team. Twelve (12) HazWaste inspections majority with the Navy and AAFB, Port Authority and GIAA as well. No major issues. She will be also be going out to do some training/observation for Underground Storage Tank Inspections. *Everett:* Purpose is to provide Compliance Assistance and Assurance with GEPA. He did "Fall Prevention Training and Certification" for GEPA and GWA as well. Also did presentation regarding "seps". *Director Pape* inquired on process/coordination of how USEPA comes out to Guam. *Administrator* explains the consolidated grant process, and also a program that USEPA provides in regards to Enforcement, Certification and support *Administrator* advised In June 2019 a conference call was made to Mr. Brian Moyer and John Wells regarding Agent Orange and GEPA Investigation. *Administrator* advised BOD about class action lawsuit regarding PFAS. Per Cyrus it is still with the AG's Office. *Administrator* provided update on construction of new building. He and division heads (DH) met with John Hattig from CLTC in hopes of obtaining property (est: 3-5 acre) Brian has put together a preliminary plan/design incorporating the request of each DH (est: 21,000 office space) We have received confirmation from the Governor, that GEPA will be receiving \$3M from the DOI Capital Improvement Project. Building will roughly cost \$7-9M so we will be sourcing out other avenues for other funding (USEPA, USDA or other federal grants to name a few). *Administrator* updated on the RRF. Acting Governor signed RRF and now it is with the Legislature. Conchita provided timeline and added OPA was also updated on July 10th. *Administrator* mentioned Jesse and his team is meeting with Navy and USEPA regarding Abandoned Derelict Vessel Removal Project from Apra Harbor. Per Jesse 15 abandoned vessels were identified in the Harbor of Refuge, some being underwater. Collaborative effort from GEPA, USEPA, US Coast Guard, and Department of Navy to complete project. *Jesse* clarified all inquiries made by *Director Roth*, *Director Pape* and *Director De Oro* in regards to disposal plan, cost for project and ramification for owners of the abandoned vessels. *Administrator* informed BOD of Legislation for PFAS regulation (Bill 174),

Informational meeting regarding Used Oil Task Force, Bill 374 – Requesting for 350K from RRF to UOG-CIS. Per Administrator he does not support Bill 374 since we have our regulations in place and we should follow our plan. *Conchita* added that Bill 374 had no direct nexus to the intent for the use of RRF Funds. *Director Carbullido* recommended prioritizing Health & Safety training. *Everett* mentioned USEPA will be in Saipan next year providing training on combined space. *Administrator* also touched on cost, clinics and testing in regards to Medical Monitoring Program.

V. Old Business:

- ***Air Force Re: Stipulated Request for Continuance – NOV #2019-001 – (A copy of Continuance request attached for review)*** Per Kristan they are still going through negotiations but have been cooperative.

Active NOV's

- Tsubaki Hotel/Nippo USA Inc. - Water Pollution Control Program – *Per Brian*: Final settlement agreement has been put together and should be rectified by next meeting. *Director Hollister* advised he noticed a run-off from the construction site. Brian advised they will do a site visit.
- Lin's Hardware - Safe Drinking Water Program – No updates
- Su & Zheng Corporation - Safe Drinking Water Program – No updates
- Feiyang Construction & Engineering - Safe Drinking Water Program – No updates
- Coco Palm -This has been resolved
- Smithbridge – There is no indication they will contest. They are working on fixing issues and waiting on them to submit new erosion control measures.
- **PIEC wrap up – PRO:** We did very well in terms of attendance, networking, and interests on website and speaker profiles. Report indicates we did not use any local funds for conference. In addition to all the great comments, the three individuals from the Native American Tribe stated they enjoyed the Radon Testing Course and mentioned they want the Instructors from our APC to conduct the training during the tribal conference. **CON:** Hyatt's audio/visual system was horrible despite our efforts to boost up Internet for Audio/Visual Presentations.
- **RRF Approval Process status –** *Kindly refer to Administrator's Report*
- **Administrator's Performance Evaluation –** BOD's went over the Performance Evaluation format, rating scale, verbiage and comments provided by USEPA. Nic advised that the Board function is to primarily vote on retaining the Administrator. The PE form has no bearing on pay raises but mostly for the accomplishments of the agency during tenure as the Administrator. PE form must also be posted online. Chairman advised the BOD that they can preliminary approve the format and changes. He will work with Nic on compilation and have final format ready for signature by next board meeting. Director Sanchez made motion to retain the Administrator and seconded by Director Roth. All in favor and motion passed.

Chairman mentioned he did include proposed accomplishments to be worked on or completed by next review date such as filling open positions within the divisions, Implement plan to address illegal dumping, new Fee Schedule, Implement the new RRF, Training personnel, and move forward with construction of new building, Health & Safety, Plastic Bag Ban and Bottle Bill to name a few. Most of these are already in motion or in the 5yr plan.

VI. New Business: NONE

VII. Miscellaneous: NONE

VIII. New Meeting Date/ Adjournment: Next meeting set for August 15th at 4pm.

Director Roth made motion to adjourn meeting and seconded by *Director Sanchez*. All voted in favor and meeting adjourned at 5:52pm.

GUAM ENVIRONMENTAL PROTECTION AGENCY

AHENSIAAN PRUTEKSION LINA'LA GUAHAN

BOARD OF DIRECTORS MEETING: Thursday • July 18, 2019 • 4:00PM



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Guam EPA Administration Conference Room
17-3304 Mariner Avenue Tiyan Barrigada, Guam 96913-1617

AGENDA: I. Call to Order; **II.** Agenda Approval; **III.** Approval of 06/20/19 Minutes; **IV.** Administrator's Report; **V.** Old Business: Air Force Re Stipulated Request for Continuance – NOV #2019-001, Active NOVs: (Tsubaki Hotel/Nippo USA Inc. - Water Pollution Control, Lin's Hardware - Safe Drinking Water, Su & Zheng Corporation - Safe Drinking Water, Feiyang Construction & Engineering - Safe Drinking Water), RRF approval process status, PIEC Wrap Up, Administrator's Performance Evaluation; **VI.** New Business: None; **VII.** Miscellaneous; **VIII.** Next Meeting Date/Adjournment

Individuals requiring special accommodations, auxiliary aids or services should contact Guam EPA by calling 300.4751/9 or via email at arlene.acfalle@epa.guam.gov